

Serial No 09/887,414

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REMARKS

At the outset, applicants' attorney Deshmukh takes this opportunity to sincerely thank Examiner Van Doren for conducting a telephone interview on March 19, 2007 during which the outstanding rejections were discussed.

Applicants' remarks made in the previous response in view of the rejection of claims 1-10, 34-37 and 49 under 35 U.S.C. § 103 (a) as being unpatentable over US 6,771,290 to Hoyle in view of US 6,771,290 to Bargnes et al. (hereafter Bargnes) are maintained.

Applicants respectfully request the acknowledgement and status of the new claim 59 which had been presented by the applicants in their last response to the Office Action mailed on August 8, 2006.

New claim 60 has been added for the Examiner's consideration. Support can be found in claim 1.

In view of the comments made at the beginning of second paragraph on page 16 of the Office Action of January 25, 2007, applicants respectfully submit that the new claim 60 addresses the issue raised in the Office Action.


The comments in the first paragraph on page 19 in the Office Action of January 25, 2007 are respectfully traversed for the following reasons. The algorithmic module claimed currently would not be obvious in view of the algorithm disclosed in Bargnes. Just because Bargnes teach an algorithm does not mean ANY algorithm would be obvious in view of Bargnes. If one were to follow that logic, no algorithms would be patentable. The focus must be, would one of ordinary skill in the art would find the current claims obvious over Bargnes. The answer would clearly be in the negative since the manner in which Bargnes go about their steps are patentably distinct from those in the currently claimed invention.

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Should the Examiner wish to discuss any issues involved in this application, the Examiner is respectfully invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,



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